

REMARKS

Claims 1 and 3-29 are now pending in this application. The office action of September 26, 2007, indicated that claim 2 would be allowable if rewritten in independent form. Claim 2 has been cancelled and prior independent claim 1 has been amended to include the feature wherein portions of the rim on opposite sides of the pocket opening are adapted to provide a curved shape conforming generally to the contour of a human face from an ear to a mouth. Although this feature was reworded to make it generic to both claims 3 and 28, it is believed that claim 1 as amended, and claims 3-28 dependent thereon, are allowable for the same reason that prior claim 2 was determined to be allowable in the first paragraph on page 4 of the office action.

The office action also indicated that claim 4 would be allowable if rewritten in independent form. Claim 4 was dependent solely upon claim 1, and all features of prior claim 1 and the prior art distinguishing features of claim 4 have been combined in a new independent claim 29. Omitted as being unnecessary to the patentability of claim 29 is the feature of claim 4 "wherein said rim extends substantially continuously around the perimeter of said pocket opening". It is therefore believed the new claim 29 is allowable for the same reason that prior claim 4 was determined to be allowable in the first paragraph on page 4 of the office action.

Claims 24-27 have already been allowed. New claim 28 had been added to describe the feature wherein rim portions of the pocket opening of the case have a curved contour as shown in Figs. 7, 8, 9 and 10 of the drawings. Prior claim 3 has been amended for conformity to claim 1 as amended. Prior claims 15 and 27 have been amended to be more generic. Prior claim 16 has been amended to correct its dependency as required to provide a proper antecedent basis for "retaining means".

In view of the foregoing amendments and remarks, it is believed that all of the claims as now presented are allowable under 35 U.S.C., Sections 102, 103 and 112. Accordingly, reconsideration of the application and allowance of these claims are respectfully requested. If for any reason the application is not in condition for examination and allowance, the undersigned would appreciate a call to the telephone number given below, or an e-mail to the address given below.

DEPOSIT ACCOUNT AUTHORIZATION

It is not believed that an extension of time or any fees, other than those presented herewith, are required. However, in the event that extensions of time are necessary, then such extensions of time are hereby petitioned under 37 CFR 1.136(a), and any additional fees required for consideration of this paper, including fees for the net addition of claims, are hereby authorized to be charged to our Deposit Account No. 080719.

If any designated extension fees, or other designated fees, are not required or are in excess of the amount required, the Director is hereby authorized to credit any such overpayment to Deposit Account No. 080719.

Respectfully submitted,

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